

**RULE NO.: R161-23.07****NOTICE OF RULE ADOPTION****ADOPTION DATE: February 24, 2023**

By: Shay Ralls Roalson, P.E., Director  
Austin Water

The Director of the Department of Austin Water has adopted the following rule. Notice of the proposed rule was posted on January 12, 2023. Public comment on the proposed rule was solicited in the January 12, 2023, notice. This notice is issued under Chapter 1-2 of the City Code. The adoption of a rule may be appealed to the City Manager in accordance with Section 1-2-10 of the City Code as explained below.

This Notice of Rule Adoption was posted on the City website by the City Clerk. Date and time stamp are on the front of the notice.

**EFFECTIVE DATE OF ADOPTED RULE**

A rule adopted by this notice is effective on February 24, 2023.

**TEXT OF ADOPTED RULE**

The adopted rule contains no changes from the proposed rule as shown below.

R161-23.07: Proposed revision to UCM 2.9.2.B.18 & 2.9.4.B.6

**Rule – Revisions to Utility Criteria Manual**

1. SECTION 2.9.2 – Water Systems – **Section 2.9.2.B.18** – Update this section to accommodate other utility companies from replacing existing CI pipe if their trench width is less than 36" wide by supporting the pipe.
2. SECTION 2.9.4 – Wastewater Systems – **Section 2.9.4.B.6** – Remove "21"" from the pipe size allowance since that size in PVC pipe is difficult to obtain.

## **SUMMARY OF COMMENTS**

Austin Water did not receive comments regarding the rule adopted in this notice.

## **AUTHORITY FOR ADOPTION OF RULE**

The authority and procedure for adoption of a rule to assist in the implementation, administration, or enforcement of a provision of the City Code is provided in Chapter 1-2 of the City Code. The authority to adopt this rule is established in Section 552.001 of the Texas Local Government Code, Section 552.017 of the Texas Local Government Code, City Code 15-9-9 and Chapter 15 of the City Code.

## **APPEAL OF ADOPTED RULE TO CITY MANAGER**

A person may appeal the adoption of a rule to the City Manager. **AN APPEAL MUST BE FILED WITH THE CITY CLERK NOT LATER THAN THE 30TH DAY AFTER THE DATE THIS NOTICE OF RULE ADOPTION IS POSTED. THE POSTING DATE IS NOTED ON THE FIRST PAGE OF THIS NOTICE.** If the 30th day is a Saturday, Sunday, or official city holiday, an appeal may be filed on the next day which is not a Saturday, Sunday, or official city holiday.

An adopted rule may be appealed by filing a written statement with the City Clerk. A person who appeals a rule must (1) provide the person's name, mailing address, and telephone number; (2) identify the rule being appealed; and (3) include a statement of specific reasons why the rule should be modified or withdrawn.

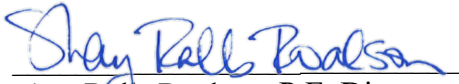
Notice that an appeal was filed and will be posted by the city clerk. A copy of the appeal will be provided to the City Council. An adopted rule will not be enforced pending the City Manager's decision. The City Manager may affirm, modify, or withdraw an adopted rule. If the City Manager does not act on an appeal on or before the 60th day after the date the notice of rule adoption is posted, the rule is withdrawn. Notice of the City Manager's decision on an appeal will be posted by the city clerk and provided to the City Council.

On or before the 16th day after the city clerk posts notice of the City Manager's decision, the City Manager may reconsider the decision on an appeal. Not later than the 31st day after giving written notice of an intent to reconsider, the City manager shall make a decision.

## **CERTIFICATION BY CITY ATTORNEY**

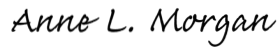
By signing this Notice of Rule Adoption R161-23.07, the City Attorney certifies that the City Attorney has reviewed the rule and finds that adoption of the rule is a valid exercise of the Director's administrative authority.

## **REVIEWED AND APPROVED**



Shay Ralls Roalson, P.E. Director  
Austin Water

Date: 2/17/2023



Anne L. Morgan  
City Attorney

Date: 2/22/23

## 2.9.2 - Water Systems

### B. Mains

18. Utility crossings constructed under water mains by open cut methods are not allowed if the water main consists of asbestos cement pipe or cast iron pipe with lead caulk joints. In those instances, the main must be removed and replaced to accommodate construction of the subject utility. Replacement will be with new pipe of the type currently used in the AW system for comparable size pipe. ~~If the utility crossing under the water main is a water or wastewater service line, i~~ In lieu of replacing the main, the Engineer may provide a design detail showing how the main shall be supported during the open cut method when the trench under the water main is 3 feet or less in width.

## 2.9.4 - Wastewater Systems

### B. Determination of Pipe Size

#### 6. Allowable Pipe Sizes

The following sizes will be the only sizes allowed for use in the gravity system: 6 inches (for services only), 8 inches, 12 inches, 15 inches, 18 inches, ~~21 inches~~, 24 inches, 30 inches, 36 inches, 42 inches. Larger sizes may be approved on a case-by-case basis. These pipe sizes do not apply to force mains.